

[Counsel for stipulating parties listed on signature pages]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

IN RE: LITHIUM ION BATTERIES
ANTITRUST LITIGATION

Case No. 4:13-md-02420-YGR
MDL No. 2420

This Document Relates to:

Case No. 4:15-cv-03443-YGR

MICROSOFT MOBILE INC. AND
MICROSOFT MOBILE OY,
Plaintiffs

v.

LG CHEM AMERICA, INC., et al.,
Defendants

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER SETTING BRIEFING SCHEDULE
AND HEARING DATE FOR THE
PANASONIC & SANYO DEFENDANTS
MOTION TO DISMISS AND COMPEL
ARBITRATION**

AS MODIFIED BY THE COURT

Pursuant to Civil L.R. 6-2 & 7-12, Defendants Panasonic Corporation, Panasonic Corporation of North America, SANYO Electric Co., Ltd., and SANYO North America Corporation (together, the “Panasonic & Sanyo Defendants”) and Plaintiffs Microsoft Mobile Inc. and Microsoft Mobile Oy (“Plaintiffs”) respectfully request that the Court enter the following stipulation to set the briefing schedule and hearing date for Panasonic & Sanyo Defendants Motion To Dismiss and Compel Arbitration as set forth below.

WHEREAS, on October 13, 2015, the Panasonic & Sanyo Defendants filed a Motion To Dismiss and Compel Arbitration (ECF No. 17 in the individual action, Case No. 4:15-cv-03443, and ECF No. 892 in the master file, Case No. 4:13-cv-02420) (the “Motion”);

WHEREAS, the Motion was noticed for hearing on November 17, 2015, the earliest date available on the Court’s calendar pursuant to Civil L.R. 7-2(a);

WHEREAS, pursuant to Civil L.R. 7-3, Plaintiffs’ brief in opposition to the Motion is currently due on October 27, 2015, and the Panasonic & Sanyo Defendants’ reply brief is currently due on November 3, 2015;

WHEREAS the parties have conferred and have agreed to the briefing schedule and hearing date set forth below, which accommodates the international travel schedules of counsel for the parties, and will present the issues raised in the Motion to the Court in as timely a manner as practicable;

WHEREAS, pursuant to Civil L.R. 6-2(a), the parties state that the only previous time modification in the case was the Stipulation Regarding Service of Summons and Complaint, which the Court endorsed on August 12, 2015;

WHEREAS, pursuant to Civil L.R. 6-2(a), the undersigned counsel declare under penalty of perjury under the laws of the United States of America that the facts contained in this stipulation are true and correct;

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and the Panasonic & Sanyo Defendants, that:

1. Plaintiffs shall file any brief in opposition to the Panasonic & Sanyo Defendants’ Motion no later than **November 3, 2015**;

2. The Panasonic & Sanyo Defendants shall file their reply brief no later than **November 17, 2015**; and
3. The hearing for the Motion is scheduled for **December 8, 2015, at 2:00 p.m.**

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

This Order terminates Docket Number 909 in the Master File and Docket Number 18 in Case No. 15-cv-03443.

Dated: October 26, 2015



HON. YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE

Dated: October 21, 2015

By: /s/ B. Parker Miller

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Respectfully submitted,

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*Pursuant to N.D. Cal. Civ. L.R. 5-1(i)(3), the filer attests that concurrence
in filing of this document has been obtained from the above signatories.*